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By: **Frederick County Delegation**  
Introduced and read first time: February 7, 2001  
Assigned to: Commerce and Government Matters

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: February 27, 2001

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Frederick County - Funds Designated for County Roads**

3 FOR the purpose of authorizing the Board of County Commissioners of Frederick  
4 County to use funds designated for county road purposes for county road  
5 purposes or public easement roads; authorizing the Board to establish certain  
6 criteria for certain purposes; defining certain terms; repealing certain provisions  
7 of the public local laws of Frederick County that require funds designated for  
8 county roads to be paid, deposited, and used in a certain way; and generally  
9 relating to funds for county roads in Frederick County.

10 BY repealing  
11 The Public Local Laws of Frederick County  
12 Section 2-11-8  
13 Article 11 - Public Local Laws of Maryland  
14 (1979 Edition and July 2000 Supplement, as amended)

15 BY adding to  
16 The Public Local Laws of Frederick County  
17 Section 2-11-8  
18 Article 11 - Public Local Laws of Maryland  
19 (1979 Edition and July 2000 Supplement, as amended)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
21 MARYLAND, That the Laws of Maryland read as follows:

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**Article 11 - Frederick County**

2 [2-11-8.

3 All funds designated for county road purposes by federal, state or county  
4 governments shall be paid to the county treasurer, who shall deposit the same in the  
5 name of the county treasurer. Such funds shall be used only for county road purposes,  
6 which shall include the payment of all salaries and expenses incidental to the  
7 operation of the county roads board. All disbursements from such funds shall be upon  
8 written order of the board of county commissioners.]

9 2-11-8.

10 (A) AS USED IN THIS SECTION, "PUBLIC EASEMENT ROAD" MEANS ANY ROAD:

11 (1) LOCATED IN FREDERICK COUNTY;

12 (2) OWNED OR MAINTAINED BY A HOMEOWNER'S ASSOCIATION OR AN  
13 INCORPORATED NONPROFIT COMMUNITY ORGANIZATION; AND14 (3) OVER WHICH THE BOARD OF COUNTY COMMISSIONERS HAS BEEN  
15 GRANTED, AND THE BOARD OF COUNTY COMMISSIONERS HAS ACCEPTED, AN  
16 EASEMENT FOR PUBLIC USE.17 (B) THE BOARD OF COUNTY COMMISSIONERS MAY USE FUNDS DESIGNATED  
18 FOR COUNTY ROAD PURPOSES BY THE FEDERAL OR STATE GOVERNMENT FOR  
19 COUNTY ROAD PURPOSES OR A PUBLIC EASEMENT ROAD.20 (C) THE BOARD OF COUNTY COMMISSIONERS MAY ESTABLISH CRITERIA FOR  
21 THE USE OF FUNDS DESIGNATED FOR COUNTY ROAD PURPOSES AND FOR THE  
22 QUALIFICATIONS FOR A PUBLIC EASEMENT ROAD.23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
24 effect October 1, 2001.